

**APPLICATION (Revised April 2008)**  
**22ND CIRCUIT JUDICIAL COMMISSION**  
**CIRCUIT JUDGE**

**RESPONSE TO THESE QUESTIONS WILL BE MADE PUBLIC IF THE APPLICANT IS  
SELECTED AS A NOMINEE.**

NAME: Nicole Colbert-Botchway



1. State your present principal occupation:

Assistant Attorney General and Unit Chief, Office of the Missouri Attorney General

2. Are you at least 30 years of age? Yes

3. (a) How long have you been a citizen of the United States? 40 years  
(b) Have you been a resident of the City of St. Louis for at least one year immediately prior to the date of this application? Yes  
(c) How long have you been a qualified voter of Missouri? 22 years

4. Are you licensed to practice law in Missouri? Yes

List any other states, courts, or agencies in which you are licensed as an attorney: Illinois

5. State the date you were admitted to the Bar in Missouri? April 25, 1997

Missouri Bar Number: 44856

(In completing items 6 and 7, please account for all time periods between post-high school education and the date of this application.)

6. State the name and address of all colleges and universities you have attended, together with the dates and degrees received:

Mundelein College, 1 Lake Shore Drive, Chicago, IL 60611. September to December 1989.

Saint Louis University, 221 N. Grand, St. Louis, MO 63103. Bachelor of Arts, May 15, 1993.

Saint Louis University, 221 N. Grand, St. Louis, MO 63103. Juris Doctorate, May 18, 1996.

University of Missouri, St. Louis, 8001 Natural Bridge Rd., St. Louis, MO 63121. Masters of Business Administration, August 2002.

7. State, in chronological order, your entire working career, including non-legal employment, if any. Include the name and address of each firm, corporation, partnership, or governmental body with which you have been associated, and the dates thereof. (Start with earliest date, conclude with present.)

Mundelein Library, 1 Lake Shore Drive, Chicago, IL 60611. September to December 1989.

Nine West Group, 9 West Shoe Store, 1820 Market St., St. Louis MO 63103. 1989 to 1991.

Voca Corporation, St. Ann Assisted Living Residence, 10441 International Plaza, St. Ann, MO 63174. 1991.

United Parcel Service, Inc., 520 South Jefferson Ave., St. Louis, MO 63103. 1990-1991.

Saint Louis University Library Systems, 3650 Lindell, St. Louis, MO 63108. 1990-1992.

Barnes and Noble Book Sellers, 20 North Grand Blvd. St. Louis, MO 63108. 1991-1993.

Commerce Bank of St. Louis, 6383 Clayton Rd., St. Louis, MO 63117. 1992-1993.

Mark Twain Bancshares, 1 Ladue Crossing, Clayton, MO 63105. May 1993 to May 1996.

Thompson & Mitchell, 1 Metropolitan Square, St. Louis, MO 63101. Summer 1994.

Law Offices of Charles Smith, 401 S. Central, St. Louis, MO 63105. July 1995 to June 1998.

St. Louis City, Circuit Attorney's Office, 1114 Market, Rm. 755, St. Louis, MO 63101. July 1998 to January 2004.

State of Missouri, Attorney General's Office, P.O. Box 861, St. Louis, MO 63188. January 2004 to present.

8. If you are presently an associate circuit judge and have served for two years or longer, attach a list of ten significant cases over which you presided to completion. Set forth the style, cause number, date and name and current address of the primary attorneys participating in each case, identifying the party each attorney represented. Indicate whether bench or jury tried and give a one-three sentence description of each case and its outcome.

- (b) In addition, you may attach a list of cases you tried as an attorney in the last five years before becoming a judge. Set forth the style, cause number, date and jurisdiction and identify who you represented, whether you were first or second chair and the name and address of opposing counsel. State for each case whether bench or jury tried and give a one-three sentence description of each case and its outcome.

Not applicable

9. Are you able, with or without a reasonable accommodation, to perform the essential functions of a judge including the ability to preside over trials, perform legal research, attend court anywhere in the state, communicate clearly and effectively both orally and in writing, and expeditiously decide issues coming before the court? Yes
10. If you have never served as an associate circuit judge or have served for fewer than two years, attach a list of cases you have tried in the last five years. Set forth the style, cause number, date, and court, and identify who you represented, whether you were first or second chair, and the name and address of opposing counsel. Indicate for each case whether bench or jury tried and provide a one to three sentence description of each case and its outcome. If, during any of the last five years, you served as a commissioner or in any other judicial capacity, set forth the dates of same and a description of the duties performed.

List of cases tried in the past five years – See Attached Exhibit 1.

11. Have you briefed or argued any case in an appellate court? Yes  
If yes, attach a list showing the citation for each case and describe the extent of your participation in briefing and arguing the case.

List of briefed or argued cases in an appellate court – See Attached Exhibit 2

12. Set forth any additional information that demonstrates the quality of your legal work as an attorney.

As a private practitioner, I tried several civil cases as first chair and participated in federal arbitration. As a prosecutor in the City of St. Louis, I first chaired criminal non-support jury and bench trials and several hundred contempt actions. In my current position, as Assistant Attorney General and Unit Chief of the Eastern Region of the Financial Services Division's Modification Unit, I litigate a large civil caseload. In addition, I supervise three support staffers and seven attorneys in the St. Louis and Cape Girardeau offices. Under my supervision, we litigate motions to modify, establishment of support actions and defend the State of Missouri, Department of Social Services, Family Support Division in various actions across thirty-four counties of Missouri. I participate in all actions and appeals by reviewing and approving all non-standard pleadings and briefs before they are filed with the Court while balancing a large individual caseload in the 22<sup>nd</sup> Judicial Circuit. I review all adverse judgments and take necessary post-trial action. I provide essential guidance to the supervised

attorneys regarding current case law and issues related to family law, administrative law, civil practice and civil procedure. I provide the supervised attorneys with effective and efficient techniques for preparing various types of cases for trial and reaching positive results. I was part of the Missouri Attorney General's Consumer Division trial team that conducted a two-week Medicaid price fraud trial in the City of St. Louis. After the trial team established the corporation's liability, a jury found that the defendant owed \$7.3 million in compensatory damages. The Attorney General's office received a record \$31 million settlement from said defendant and \$4 million from another for a total \$34 million award. In addition to the Consumer Division, I work with the Civil Rights and Disabilities Unit, Recovery Unit and the Litigation Division on bench and jury trials.

I served on the Recruitment Committee and conduct Continued Legal Education seminars for the Attorney General's Office as well as other organizations. I have conducted CLE presentations for the following organizations: Catholic Legal Assistance Ministry – 2012 Paternity, Establishment and Administrative law; The Missouri Attorney General's Office seminars from 2004 to present - Family and Administrative Law Issues and Updates; The Missouri Bar's 10<sup>th</sup> Annual Family Law Conference 2010 - Administrative Child Support; Legal Services of Eastern Missouri 2009 and 2011 on Child Support Modification and Enforcement; Missouri Bar 9<sup>th</sup> Annual Family Law Conference 2009 - Child Support Modifications; Missouri Child Support Enforcement Association's Professional Development Conference 2009 - Taming the Modification Process; Attorney General's Office 2008 - Defending FSD against emancipation, abatement, determinations of sums and owing and stays of income withholding order; Mound City Bar Association 2005, 2011 and 2012 - Family Law Updates, non paternity, res judicata, and State Boards and Commissions; and The St. Louis County Bar Association 2004 - "Understanding the new role of the Attorney General's Office in providing legal representation to the Family Support Division".

13. Have you ever been convicted of a misdemeanor or felony? No

If yes, provide details, including the style of the case, cause number, name of the jurisdiction, and date of conviction:

14. Have you ever been sued by a client or been a party to any other litigation, other than as guardian ad litem, plaintiff ad litem or defendant ad litem? Yes

If yes, provide details, including the style of the case, cause number, name of the jurisdiction and the approximate year in which such litigation was commenced and in which it was terminated:

Colbert vs. Zerazon, cause number 22973-03388, 22<sup>nd</sup> Judicial Circuit, litigation commenced 8/19/1997, dissolution granted 2/20/1998.

Leggett vs. Colbert, cause number 22042-05581, 22<sup>nd</sup> Judicial Circuit, action commenced 06/14/2004, action dismissed with prejudice and terminated 9/24/2004.

15. Have you ever been disciplined or cited for breach of ethics or professional conduct by a court or by any bar association or committee thereof? No  
If yes, provide details:

16. Have you ever been held in contempt of court? No  
If yes, provide details:

17. If you are or were a member of the Judiciary of the State of Missouri, please state:

(a) Whether an order of reprimand, removal, retirement, suspension or other disciplinary action has ever been entered against you by the Supreme Court of Missouri for breach of the Code of Judicial Conduct or the Canons of Judicial Conduct?  
If yes, state the nature of such breach, the date discipline was imposed and the exact nature and duration of the discipline imposed:

(b) Whether a reprimand or admonishment has ever been entered against you by the Commission on Retirement, Removal and Discipline for any of the causes specified in Rule 12.07 of the Supreme Court Rules Governing the Judiciary.

If yes, provide details including date the order was entered, the date of your consent, and a description of the conduct you were ordered to cease and desist:

(c) Whether, to your knowledge, you have been a subject of a complaint and investigation by the Commission on Retirement, Removal and Discipline, which did not result in any action by the Commission? If yes, provide details:

Not applicable

18. To your knowledge, have you been investigated by a court or by any bar association or committee thereof for breach of ethics or professional conduct? Yes

If yes, provide details:

A bar complaint was filed against me when transitioning from the Law Office of Charles Smith to the Circuit Attorney's Office of the City of St. Louis in 1998. The complaint was investigated and dismissed. The complaint involved a domestic case that was retained by the Law Office of Charles Smith when I became employed with the City of St. Louis, Circuit Attorney's Office on July 13, 1998.

19. List all bar associations and other professional societies, of which you are a member, with any offices held and dates:

American Bar Association

American Bar Foundation Fellow

Frankie Muse Freeman Oral Historian - Women Trailblazers in the Law Project

Bar Association of Metropolitan St. Louis

Presidential Liaison and Diversity Taskforce Chair (2014-15)

Minorities in the Legal Profession, Co-Chair (2011-present)

Women in the Legal Profession, New Admittee Reception Chair (2011-present)

Missouri Association of Trial Attorneys

Women's Caucus member (2010-present)

Missouri Bar Association

Missouri Bar Foundation Fellow (2013-present)

Board Of Governors (2012-present)

Gender and Justice Council member (2009-present)

Child Support Guidelines Review Subcommittee member (2009-present)

Professionalism Task Force member (2008-present)

Mound City Bar Association

Lifetime Member

Immediate Past President and Legislative Symposium Chair (2014-15)

President and (2013-14)

President Elect (2012-13)

Missouri Bar Foundation Member (2013-present)

Vice President and CLE Committee Chair (2011- 12)

Professional Development Committee member (2009 - 11)

Member at Large (1998-99 and 2008-09)

National Bar Association

Election Committee member (2014-15)

International Affiliates Committee member (2010 – 11 and 2014-15)

The Lawyers Association

Theodore McMillian Black History Month Dinner Co-Chair (2014)

Theodore McMillian American Inns of Court (2012-14)

Women Lawyers' Association of Greater St. Louis

Lifetime Member

Immediate Past President and CLE Committee Chair 2010-11

President 2009-10

President Elect 2008-09

Vice President 2007-08

Member at Large 2005-07

20. Describe your community activities, including any organizations, not listed above, with which you are affiliated:

Alpha Kappa Alpha Sorority, Incorporated – Initiated 1992 Beta Delta, Gamma Omega Chapter since 2010.

Archdiocese of Saint Louis, Saint Charles Lwanga Center Legal Ministry –Volunteer

Archway Chapter of The Links, Incorporated - Initiated 2000, Treasurer 2006-08, Women's Issues Chair 2009, Audit Committee Chair 2012-present.

Better Family Life Incorporated - Board of Directors 2013-present, volunteer since 1990

Covenant House Missouri - Board of Directors 2008-09

Foundation Nursery and Preparatory School in Accra, Ghana – co-sponsor 2007-present

Kennard Junior Classical Academy – STLPS District Affairs Officer 2012-present

Knights of Saint Peter Claver Ladies Auxiliary – member since 2014

Legion of 1000 Adorers, Mount Grace Chapel

Matthews-Dickey Boys and Girls Club – Alumna and Development Committee member

National Association for the Advancement of Colored People - Member and Volunteer

North Newstead Association - 2012 Board of Directors

Our Lady of Perpetual Help Alumni 1985, parishioner 1972-87

Redevelopment Opportunities for Women - Executive Board Member 2006-09

Renaissance Community Organization - Board Member & Vice President 2002

Rosati Kain High School Alumni Association – Member since 1989

Saint Alphonsus Liguori “Rock” Catholic Church – Member

SIUE Foundation - Lisa Colbert Memorial Scholarship Coordinator since 2002

Sue Shear Institute for Women in Public Life - 2010 Faculty Affiliate

Urban League- Whitney Young Society Member, Guild and Block Unit Volunteer

United Way – Charmaine Chatman Society Member

University of Missouri St. Louis – Pre Law Advisory Council

21. Do you now hold or have you ever held any elective or appointive public office or position?

Yes.

If yes, provide details:

Appointed by Governor Jeremiah W. (Jay) Nixon to the Missouri Women's Council on December 15, 2010, for a term ending December 6, 2013. Appointed by Governor Jeremiah W. (Jay) Nixon to the Missouri Senate Apportionment Commission January 31, 2012.

22. Provide the branches and dates of (a) military service, or (b) other public service, not otherwise covered in this application. If discharged from the military, was the discharge other than honorable? If military service continues, so state:

Not applicable

23. List any professional articles or books which have been published or any special recognition or award of a professional nature which you have received:

\*Special Recognition for Trial Rating 2000 - St. Louis City Circuit Attorney's Office.

\*Recognized by the 2008 St. Louis City Board of Alderman in Resolution #194 for stellar accomplishments and commitment to making the region a better place to live and work.

\*Named 2008 Up and Coming Lawyer by Missouri Lawyers Weekly.

\*Appointed to the Missouri Bar's Task Force On Professionalism - October 2008.

\*Awarded the 2008 Yes I Can Special Achievement Award from The St. Louis Sentinel.

\*Awarded the 2008 Outstanding Attorney Award from the Black Law Students

Association of Saint Louis University School of Law.

\*Recognized by the Missouri State Senate for her accomplishments and contributions to the state and region in Senate Resolution No. 606 - adopted March 2009.

\*Appointed by the Missouri Supreme Court a member of the Child Support Guidelines Review Subcommittee – July 2009.

\*Appointed by the Missouri Supreme Court to the Gender and Justice Council – 2009.

\*Awarded the Women’s Justice Award for Public Service by the St. Louis Daily Record and Missouri Lawyers Weekly - April 2009.

\*Chosen as a member of the St. Louis Business Journal’s 2010 “40 under 40 class”.

\*Awarded the University of Missouri - St. Louis, Salute to Business Achievement Rising Star Award by the College of Business Administration Alumni Chapter - April 2012.

\*Awarded the 2012 Unsung Heroine Award from the Top Ladies of Distinction for service.

\*Article titled “Thoughts on our professional responsibility to give back” published by The Bar Association of Metropolitan St. Louis in the St. Louis Lawyer, July 2012, Volume 51.

\*2013 Gateway Classic Foundation African American Citizen of the Year Awardee.

\*2013 University of Missouri St. Louis Distinguished Alumni Awardee

\* Received the 2014 Black Law Students’ Association at Saint Louis University School of Law first Ronda F. Williams Service Award.

\* 2014 Matthews- Dickey Boys and Girls Club Outstanding Alumni Awardee.

\* Received the 2014 Salute to Women in Leadership award for legal leadership from the Urban League of Metropolitan St. Louis.

\*Received the 2014 Presidential Call to Service Award from President Barak Obama and the Corporation for National and Community Service.

\*National Council of Negro Women 2014 honoree - “Visionary Leaders Charting our Path to the Future” recognition.

24. Furnish the names and addresses, including zip codes and telephone numbers of not more than five persons, who are not judges, as references with respect to your judicial qualifications:

Thomas Burke, Attorney at Law  
Hullverson Law Firm – Member  
1010 Market  
Suite 1480  
St. Louis, MO 63101  
(314) 421-2313

Joseph Frank, Attorney at Law  
Law Offices of Joseph A. Frank  
308 North 21<sup>st</sup> Street  
Suite 401  
St. Louis, MO 63103  
(314) 421-4442

Dan Glazier, Executive Director and General Counsel  
Legal Services of Eastern Missouri  
4232 Forest Park Ave.  
St. Louis, MO 63108  
(314) 256-8722

Robert S. Kenney, Chairman  
Missouri Public Service Commission  
200 Madison Street  
P.O. Box 360  
Jefferson City, MO 65102  
1(800)392-4211

Reuben Shelton, Senior Counsel  
Monsanto Company  
800 N. Lindbergh Blvd.  
St. Louis, MO 63167  
(314) 694-1000

25. State any additional data you deem relevant:

I am a hardworking, fair, even-tempered and result-oriented legal professional with a desire to serve the State of Missouri and the St. Louis community as an impartial Judge in the 22<sup>nd</sup> Judicial Circuit. I have over seventeen years of litigation experience in criminal, domestic, business and civil litigation, and a thorough understanding of the law, its practice and procedure. I have fully embraced the code of ethics and professionalism. I am a dedicated public servant who has earned the respect of the public and legal community. I am qualified to serve as a Circuit Judge in the 22<sup>nd</sup> Judicial Circuit.

By my signature to this application, I authorize: (1) the Commission by its chairperson to obtain relevant information, including but not limited to documents, records and files with respect to my medical, police or disciplinary records, and (2) the Commission and its members to obtain additional relevant information regarding my qualifications as well as the accuracy of my responses to the questions on this application, with the understanding that the information described in (1) and (2) above is available only to the members of the Twenty-Second Circuit Judicial Commission. Notwithstanding the above, in accordance with Supreme Court Rule 10, as amended effective February 29, 2008, if I am one of the three nominees listed on the certificate of nomination sent to the Governor, I authorize the Commission to send a complete copy of this application to the Governor and publicly release a copy of the application with personal and confidential information redacted as identified on the cover page of this application.

I hereby certify that all my statements as made above are correct and that if I am appointed to the office of Circuit Judge of the Circuit Court of the City of St. Louis, I will accept the appointment, qualify, and promptly enter upon the performance of the duties of that office.

DATE:

09/22/14

SIGNED:

Nicolas Gilbert Botchway

Exhibit 1. List of cases tried in the past five years by Nicole Colbert-Botchway

- |    |                        |   |
|----|------------------------|---|
| 1. | Style:                 | Melissa Gardner v. James Gardner  |
|    | Cause Number:          | 22943-0244-05   |
|    | Date:                  | 01/24/2007  |
|    | Court:                 | 22 <sup>nd</sup> Judicial Circuit   |
|    | Who I represented:     | State of Missouri   |
|    | First or Second Chair: | First   |
|    | Opposing Counsel:      | Pro Se  |
|    | Bench or Jury Tried:   | Bench   |
|    | Description:           | Motion to terminate child support filed.  |
|    | Outcome:               | Resulted in termination of child support.   |
| 2. | Style:                 | Melvin Stinson v. Division of Legal Services  |
|    | Cause Number:          | 0722-CC01052  |
|    | Date:                  | 04/04/2007  |
|    | Court:                 | 22 <sup>nd</sup> Judicial Circuit   |
|    | Who I represented:     | State of Missouri   |
|    | First or Second Chair: | First   |
|    | Opposing Counsel:      | Pro Se  |
|    | Bench or Jury Tried:   | Bench   |
|    | Description:           | Petitioner's Petition for Judicial Review.  |
|    | Outcome:               | State's Administrative Order Affirmed.  |
| 3. | Style:                 | Dawn Luckett v. Department of Social Services   |
|    | Cause Number:          | 0722-CC00947  |
|    | Date:                  | 05/15/2007  |
|    | Court:                 | 22 <sup>nd</sup> Judicial Circuit   |
|    | Who I represented:     | State of Missouri   |
|    | First or Second Chair: | First   |
|    | Opposing Counsel:      | Pro Se  |
|    | Bench or Jury Tried:   | Bench   |
|    | Description:           | Petitioner's Petition for Judicial Review.  |
|    | Outcome:               | State's Administrative Order Affirmed.  |
| 4. | Style:                 | Howell v. Howell  |
|    | Cause Number:          | 22873-04055   |
|    | Date:                  | 05/3/2007   |
|    | Court:                 | 22 <sup>nd</sup> Judicial Circuit   |
|    | Who I represented:     | State of Missouri   |
|    | First or Second Chair: | First   |
|    | Opposing Counsel:      | Petitioner by William Jerome McHugh Sr.,<br>Suite 1000, 1221 Locust St., St. Louis, MO 63103; |

- Bench or Jury Tried:* Respondent by Arthur H Nissenbaum, 2016 South  
*Description:* Big Bend, St. Louis, MO 63117  
*Outcome:* Bench  
MoDCSE Administrative Order filed.  
Resulted in Order for Support.
5. *Style:* Cherise Johnson v. Darius Jones  
*Cause Number:* 0722FC00789  
*Date:* 5/11/2007  
*Court:* 22<sup>nd</sup> Judicial Circuit  
*Who I represented:* State of Missouri  
*First or Second Chair:* First  
*Opposing Counsel:* Pro Se  
*Bench or Jury Tried:* Bench  
*Description:* FSD filed Foreign Support Order.  
*Outcome:* Resulted in Judgment in the amount of \$12,780.36.
6. *Style:* Wyonia Murray v. State of Missouri  
*Cause Number:* 0622-CC05812  
*Date:* 06/21/2007  
*Court:* 22<sup>nd</sup> Judicial Circuit  
*Who I represented:* State of Missouri  
*First or Second Chair:* First  
*Opposing Counsel:* Pro Se  
*Bench or Jury Tried:* Bench  
*Description:* Petitioner's Petition for Judicial Review  
*Outcome:* State's Administrative Order Affirmed.
7. *Style:* Wyonia Murray v. State of Missouri (Case#2)  
*Cause Number:* 07CC00694  
*Date:* 10/19/2007  
*Court:* 22<sup>nd</sup> Judicial Circuit  
*Who I represented:* State of Missouri  
*First or Second Chair:* First  
*Opposing Counsel:* Pro Se  
*Bench or Jury Tried:* Bench  
*Description:* Petitioner's Petition for Judicial Review.  
*Outcome:* State's Administrative Affirmed.
8. *Style:* Woods v. State of Missouri, Department of Social Services,  
Family Support Division  
*Cause Number:* 0622-CC06069

- Date: 06/13/2007  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Pro Se  
Bench or Jury Tried: Bench  
Description: Petitioner's Petition for Judicial Review.  
Outcome: State's Administrative Affirmed.
9. Style: Kelvin Lewis v. Department of Social Services  
Cause Number: 0622-CC07228  
Date: 06/28/2007  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Pro Se  
Bench or Jury Tried: Bench  
Description: Petition for Review filed.  
Outcome: Resulted in Judgment and Order for Lack of Jurisdiction.
10. Style: Witherspoon v. Jones  
Cause Number: 907-1173  
Date: 07/08/2007  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner and Respondent Pro Se  
Bench or Jury Tried: Bench  
Description: MoDCSE filed a Motion to Modify Support.  
Outcome: Resulted in Modified Order for Support and Extrapolated Impact of \$12,640.00.
11. Style: Dianne Jordan v. Division of Legal Services  
Cause Number: 0722-CC01033  
Date: 09/13/2007  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Pro Se  
Bench or Jury Tried: Bench  
Description: Petitioner's Petition for Judicial Review.  
Outcome: State's Administrative Affirmed.

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| 12. | Style:                 | M vs. J et al  |
|     | Cause Number:          | 0722-FC00297   |
|     | Date:                  | 09/13/2007   |
|     | Court:                 | 22 <sup>nd</sup> Judicial Circuit  |
|     | Who I represented:     | State of Missouri  |
|     | First or Second Chair: | First  |
|     | Opposing Counsel:      | Petitioner by Susan Smith, 4386 Lindell Blvd.,<br>St. Louis, MO 63108                      |
|     | Bench or Jury Tried:   | Bench  |
|     | Description:           | Non Paternity filed.   |
|     | Outcome:               | Resulted in Judgment of Non Paternity.   |
| 13. | Style:                 | State of Missouri, Department of Social Services, Family<br>Support Division v. M          |
|     | Cause Number:          | 0722-FC00297   |
|     | Date:                  | 10/13/2007   |
|     | Court:                 | 22 <sup>nd</sup> Judicial Circuit  |
|     | Who I represented:     | State of Missouri  |
|     | First or Second Chair: | First  |
|     | Opposing Counsel:      | Pro Se   |
|     | Bench or Jury Tried:   | Bench  |
|     | Description:           | Defensive Motion to Modify Paternity Order.  |
|     | Outcome:               | Resulted in Petitioner's Modified Order for Support  |
| 14. | Style:                 | Louis v. Kinnie  |
|     | Cause Number:          | 22977-03104-01   |
|     | Date:                  | 10/1/2007  |
|     | Court:                 | 22 <sup>nd</sup> Judicial Circuit  |
|     | Who I represented:     | State of Missouri  |
|     | First or Second Chair: | First  |
|     | Opposing Counsel:      | Pro Se   |
|     | Bench or Jury Tried:   | Bench  |
|     | Description:           | Motion to Set Aside Default Judgment of Modification.                                      |
|     | Outcome:               | Resulted in Modified Order for Support.  |
| 15. | Style:                 | State of Missouri, Department of Social Services, Family<br>Support Division v. Earl Horan |
|     | Cause Number:          | 22987-01633-02   |
|     | Date:                  | 07/23/2008   |
|     | Court:                 | 22 <sup>nd</sup> Judicial Circuit  |
|     | Who I represented:     | State of Missouri  |

- First or Second Chair:* *First*  
*Opposing Counsel:* *Pro Se*  
*Bench or Jury Tried:* *Bench*  
*Description:* *FSD filed Motion to Modify Support.*  
*Outcome:* *Resulted in Modified Order for Support*
16. *Style:* *State of Missouri v. Dey Inc, et al.*  
*Cause Number:* *22054-01216*  
*Date:* *10/31/2008*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *Trial Team*  
*Opposing Counsel:* *Defendant et al., by O'Malley, Kevin F.,*  
*2000 Equitable Bldg, 10 S Broadway,*  
*St. Louis, MO 63102;*  
*Bench or Jury Tried:* *Jury*  
*Description:* *CC Injunction.*  
*Outcome:* *Resulted in jury verdict award and subsequent*  
*settlement of all claims.*
17. *Style:* *Bowers v. Bowers*  
*Cause Number:* *22843-03911-03*  
*Date:* *01/8/2009*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Pro Se*  
*Bench or Jury Tried:* *Bench*  
*Description:* *Motion to Terminate Child Support filed.*  
*Outcome:* *Resulted in termination of child support.*
18. *Style:* *Naomi Lydia Griffin v. Trevin Griffin*  
*Cause Number:* *22933-01535-03*  
*Date:* *01/22/2009*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Pro Se*  
*Bench or Jury Tried:* *Bench*  
*Description:* *Termination of Child Support filed.*  
*Outcome:* *Resulted in termination of child support.*

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|-----|------------------------|--|
| 19. | Style:                 | <i>Debra Wilson vs. Michael Smith</i>  |
|     | Cause Number:          | 0922-AD00101   |
|     | Date:                  | 02/05/2009   |
|     | Court:                 | 22 <sup>nd</sup> Judicial Circuit  |
|     | Who I represented:     | State of Missouri  |
|     | First or Second Chair: | First  |
|     | Opposing Counsel:      | Pro Se   |
|     | Bench or Jury Tried:   | Bench  |
|     | Description:           | Paternity establishment filed.   |
|     | Outcome:               | Resulted in Order for Support.   |
|     |                        |  |
| 20. | Style:                 | <i>Smith v. McDaniels</i>  |
|     | Cause Number:          | 22927-02928-03   |
|     | Date:                  | 04/16/2009   |
|     | Court:                 | 22 <sup>nd</sup> Judicial Circuit  |
|     | Who I Represented:     | State of Missouri  |
|     | First or Second Chair: | First  |
|     | Opposing Counsel:      | Pro Se   |
|     | Bench or Jury Tried:   | Bench  |
|     | Description:           | Motion to terminate child support.   |
|     | Outcome:               | Resulted in termination of child support.  |
|     |                        |  |
| 21. | Style:                 | <i>Christian Ketchum v. Charles Tavon Little</i>                                   |
|     | Cause Number:          | 0922-AD00380   |
|     | Date:                  | 04/30/2009   |
|     | Court:                 | 22 <sup>nd</sup> Judicial Circuit  |
|     | Who I represented:     | State of Missouri  |
|     | First or Second Chair: | First  |
|     | Opposing Counsel:      | Pro Se   |
|     | Bench or Jury Tried:   | Bench  |
|     | Description:           | MoDCSE filed a Child Support Administrative Order.                                 |
|     | Outcome:               | Resulted in Order for Support.   |
|     |                        |  |
| 22. | Style:                 | <i>Leah Ann v. Nicholas</i>  |
|     | Cause Number:          | 22037-02414-01   |
|     | Date:                  | 09/09/2009   |
|     | Court:                 | 22 <sup>nd</sup> Judicial Circuit  |
|     | Who I represented:     | State of Missouri  |
|     | First or Second Chair: | First  |
|     | Opposing Counsel:      | Defendant by Craig Steven Redler, 9666 Olive Blvd., Suite 745, St. Louis, MO 63132 |
|     | Bench or Jury Tried:   | Bench  |

- Description:* *Defensive Motion to Modify Paternity Order.*  
*Outcome:* *Resulted in Non Paternity Judgment.*
23. *Style:* *Cole v. Wilkins*  
*Cause Number:* *22897-00940-03*  
*Date:* *01/21/2010*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I Represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Pro Se*  
*Bench or Jury Tried:* *Bench*  
*Description:* *Motion to terminate child support.*  
*Outcome:* *Resulted in termination of child support.*
24. *Style:* *Fiona Bonds v. Keith William Bonds Sr*  
*Cause Number:* *0822-FC01627*  
*Date:* *02/3/2010*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Petitioner Pro se*  
*Respondent by Steven L. Leonard,*  
*7751 Carondelet Ave., Suite 606,*  
*Clayton, MO 63105*  
*Bench or Jury Tried:* *Bench*  
*Description:* *Dissolution of Marriage filed.*  
*Outcome:* *Resulted in Order of child support.*
25. *Style:* *Christopher Curtis Oliver v. Kimberly M. Reilly*  
*Cause Number:* *1022-FC00516*  
*Date:* *03/19/2010*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Petitioner by Edward Robert Albin, 3807 Tipton Dr.,*  
*St. Louis, MO 63134*  
*Bench or Jury Tried:* *Bench*  
*Description:* *Motion to Set Aside Paternity Judgment filed.*  
*Outcome:* *Resulted in Paternity Judgment.*

26.	<i>Style:</i>	<i>Porter v. White</i>
	<i>Cause Number:</i>	<i>22877-04394</i>
	<i>Date:</i>	<i>04/06/2010</i>
	<i>Court:</i>	<i>22<sup>nd</sup> Judicial Circuit</i>
	<i>Who I Represented:</i>	<i>State of Missouri</i>
	<i>First or Second Chair:</i>	<i>First</i>
	<i>Opposing Counsel:</i>	<i>Petitioner Pro Se; Respondent by Alan Cohen, 230 South Bemiston Ave., Suite 1111, St. Louis, MO 63105</i>
	<i>Bench or Jury Tried:</i>	<i>Bench</i>
	<i>Description:</i>	<i>Motion to terminate child support.</i>
	<i>Outcome:</i>	<i>Resulted in termination of child support.</i>

27.	Style:	Stewart v. McMiller
	Cause Number:	22937-00712-02
	Date:	03/25/2010
	Court:	22 <sup>nd</sup> Judicial Circuit
	Who I represented:	State of Missouri
	First or Second Chair:	First
	Opposing Counsel:	Petitioner Pro Se; Respondent by Brandi Richene Miller, 7171 Delmar Blvd., St. Louis, MO 63130
	Bench or Jury Tried:	Bench
	Description:	Defensive Motion to Terminate Support.
	Outcome:	Resulted in termination of support order.

28.     **Style:**                     *Bryant v. H. [unclear]*  
           **Cause Number:**       22997-01292-02  
           **Date:**                04/8/2010  
           **Court:**             22<sup>nd</sup> Judicial Circuit  
           **Who I Represented:**   State of Missouri  
           **First or Second Chair:**     First  
           **Opposing Counsel:**       Petitioner represented by David A Roither,  
    8000 Maryland Ave., Suite 640, St. Louis,  
    MO 63105, Respondent Pro Se  
  
           **Bench or Jury Tried:**     Bench  
           **Description:**           Non Paternity filed.  
           **Outcome:**            Resulted in Judgment of Paternity.

29. *Style:* *Donohi Sp. Inc. v. B. & J. F. et al*  
*Cause Number:* *0922-FC01227*  
*Date:* *06/28/2010*

Court:	22 <sup>nd</sup> Judicial Circuit
Who I represented:	State of Missouri
First or Second Chair:	First
Opposing Counsel:	Petitioner by Bruce Eastman, 320 Brookes Dr., #122, Hazelwood, MO 63042; Respondent by Gretchen Ruth Szydlowski, 8000 Maryland Ave., Ste. 1350, Clayton, MO 63105 St. Louis, MO 63108
Bench or Jury Tried:	Bench
Description:	Non Paternity filed.
Outcome:	Resulted in Judgment of Paternity.

  

30.	Style:	Tenn. v. Neil L. v. Eric Anderson-Rosen
	Cause Number:	22947-01104-03
	Date:	07/02/2010
	Court:	22 <sup>nd</sup> Judicial Circuit
	Who I represented:	State of Missouri
	First or Second Chair:	First
	Opposing Counsel:	Respondent by Laura Lee Robinson, 7129 Lake Drive, East Saint Louis, IL 62203
	Bench or Jury Tried:	Bench
	Description:	Motion to Set Aside Paternity Judgment filed.
	Outcome:	Resulted in Non Paternity Judgment.

  

31.	Style:	Chadric D Lester v. Shari Lester et al
	Cause Number:	1022-FC01744
	Date:	07/14/2010
	Court:	22 <sup>nd</sup> Judicial Circuit
	Who I represented:	State of Missouri
	First or Second Chair:	First
	Opposing Counsel:	Petitioner by Mary Elizabeth Davidson, 8820 Ladue Road, Ste 201, St. Louis, MO 63124; Respondent by Marie Amendola Kenyon, 321 N Spring Ave., St. Louis, MO 63108; Respondent Charles Pauly and Alice Pauly, by Kenneth J Feld, Suite 213, 8460 Watson Road, St. Louis, MO 63119
	Bench or Jury Tried:	Bench
	Description:	Dissolution of Marriage w/children.
	Outcome:	Resulted in Judgment of Dissolution of Marriage.

  

32.	Style:	C. D. L. v. S. L. et al
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- Cause Number: 1022-FC01745  
 Date: 07/14/2010  
 Court: 22<sup>nd</sup> Judicial Circuit  
 Who I represented: State of Missouri  
 First or Second Chair: First  
 Opposing Counsel: Petitioner by Mary Elizabeth Davidson, 8820 Ladue Road, Ste 201, St. Louis, MO 63124; Respondent by Marie Amendola Kenyon, 321 N Spring Ave., St. Louis, MO 63108  
 Bench or Jury Tried: Bench  
 Description: Paternity.  
 Outcome: Resulted in Judgment of Paternity.
33. Style: La . . . Mi . . . H . . . v. I . . . Si . . . H  
 Cause Number: 1022-FC00388  
 Date: 08/09/2010  
 Court: 22<sup>nd</sup> Judicial Circuit  
 Who I represented: State of Missouri  
 First or Second Chair: First  
 Opposing Counsel: Petitioner by Heather Highland, Suite 1021, 212 N Kingshighway, St. Louis, MO 63108; Respondent by Nelson B. Rich, 1221 Locust, Suite 600, St. Louis, MO 63103  
 Bench or Jury Tried: Bench  
 Description: Non Paternity filed.  
 Outcome: Resulted in Judgment of Paternity.
34. Style: Al . . . W . . . T . . . v. C . . . St . . . et al  
 Cause Number: 1022-FC02027  
 Date: 08/12/2010  
 Court: 22<sup>nd</sup> Judicial Circuit  
 Who I represented: State of Missouri  
 First or Second Chair: First  
 Opposing Counsel: Petitioner by Alan Wayne Cohen, 230 South Bemiston Ave., Suite 1111, St. Louis, MO 63105; Respondent by Larry Dale Jr., 6410 Morgan Ford Road, St. Louis, MO 63116  
 Bench or Jury Tried: Bench  
 Description: Paternity filed.  
 Outcome: Resulted in Judgment of Paternity.
35. Style: Al . . . M . . . v. T . . . Al . . . et al  
 Cause Number: 1022-FC00329  
 Date: 08/19/2010

- Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner by Freida C Jones, 625 North Euclid Ave.,  
Suite 320 H, St. Louis, MO 63108  
Respondent Pro Se  
Bench or Jury Tried: Bench  
Description: Non Paternity filed.  
Outcome: Resulted in non paternity.
36. Style: W W G v. T H  
Cause Number: 1022-FC02209  
Date: 08/26/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner by James Joseph Leightner, 230 S. Bemiston  
#600, St. Louis, MO 63105  
Respondent Pro Se  
Bench or Jury Tried: Bench  
Description: Motion to Set Aside Paternity Judgment filed.  
Outcome: Resulted in non paternity.
37. Style: K C et al v. State of Missouri et al  
Cause Number: 1022-FC02227  
Date: 08/27/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner by Mary Catherine Entrup, 2734 Lafayette,  
St. Louis, MO 63104  
Respondent Pro Se  
Bench or Jury Tried: Bench  
Description: Paternity.  
Outcome: Resulted in Judgment of Paternity.
38. Style: Christopher Lee Brown v. Monica Rochelle Brown  
Cause Number: 0922-FC01669  
Date: 09/14/2010  
Court: 22<sup>nd</sup> Judicial Circuit

- Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner by Randall Thomas Oettle,  
12964 Tesson Ferry, Suite B, St. Louis, MO 63128;  
Petitioner by Jeremiah Lawrence Phelan Jr.,  
8011 Clayton Road, St. Louis, MO 63117
- Bench or Jury Tried: Bench  
Description: Dissolution of Marriage filed.  
Outcome: Resulted in Order of child support.
39. Style: *Leah Ann Flannery v. George O. Oetzel et al*  
Cause Number: 0922-FC00869  
Date: 09/13/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner by Deborah K. Roeder,  
Suite 1006, 1221 Locust Street,  
St. Louis, MO 63103; Respondent Pro Se
- Bench or Jury Tried: Bench  
Description: Establishment of Paternity filed.  
Outcome: Resulted in Judgment of Paternity.
40. Style: *Frederick W. Davidson v. David J. Davidson et al*  
Cause Number: 22877-02595-01  
Date: 09/15/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I Represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner by Mary Elizabeth Davidson,  
621 N Skinker Blvd., St. Louis, MO 63130;  
Respondent Pro Se
- Bench or Jury Tried: Bench  
Description: Non Paternity filed.  
Outcome: Resulted in non paternity.
41. Style: *Catherine M. Davidson v. Brian M. Davidson*  
Cause Number: 1022-FC00675  
Date: 09/15/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Pro Se

- Bench or Jury Tried:* *Bench*  
*Description:* *Non Paternity filed.*  
*Outcome:* *Resulted in non paternity.*
42. *Style:* *Latosha Halk et al v. Adonis*  
*Cause Number:* *1022-FC00111*  
*Date:* *09/21/2010*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Petitioner Pro Se; Respondent by*  
*Rand E. Scopel, 12320 Natural Bridge,*  
*Bridgeton, MO 63044*
- Bench or Jury Tried:* *Bench*  
*Description:* *Paternity establishment filed.*  
*Outcome:* *Resulted in modified child support.*
43. *Style:* *Re C v. M. D. et al*  
*Cause Number:* *1022-FC02466*  
*Date:* *10/4/2010*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Petitioner by Lisl King, 4411 N Newstead Ave.,*  
*Suite 17 LL, St. Louis, MO 63115*
- Bench or Jury Tried:* *Bench*  
*Description:* *Motion to Set Aside Paternity Judgment filed.*  
*Outcome:* *Resulted in Non Paternity.*
44. *Style:* *Re C. v. S. S. et al*  
*Cause Number:* *1022-FC02467*  
*Date:* *10/4/2010*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Petitioner by Lisl King, 4411 N Newstead Ave.,*  
*Suite 17 LL, St. Louis, MO 63115*
- Bench or Jury Tried:* *Bench*  
*Description:* *Motion to Set Aside Paternity Judgment filed.*  
*Outcome:* *Resulted in Non Paternity.*

45. Style: *State of Missouri, Department of Social Services, Family Support Division v. B*  
Cause Number: 22017-02949-01  
Date: 10/14/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: *State of Missouri*  
First or Second Chair: *First*  
Opposing Counsel: *Pro Se*  
Bench or Jury Tried: *Bench*  
Description: *MoDCSE filed a Motion to Modify Support.*  
Outcome: *Resulted in Judgment of Paternity.*
46. Style: *Jc F. v. T. F. et al*  
Cause Number: 0922-FC01881  
Date: 10/4/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: *State of Missouri*  
First or Second Chair: *First*  
Opposing Counsel: *Petitioner by David Solomon Fischer, 9322 Manchester Road, St. Louis, MO 63119; Respondent by Thomas Richard Carnes, 5201 Hampton Avenue, St. Louis, MO 63109*  
Bench or Jury Tried: *Bench*  
Description: *Non-Paternity filed.*  
Outcome: *Resulted in Paternity established.*
47. Style: *Mc A. v. B. ; v. Z. M Hc et al*  
Cause Number: 1022-FC00436  
Date: 11/09/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: *State of Missouri*  
First or Second Chair: *First*  
Opposing Counsel: *Respondent by Micah D Hall, 1509 Washington, #660, St. Louis, MO 63103, Petitioner Pro Se*  
Bench or Jury Tried: *Bench*  
Description: *Non-Paternity filed.*  
Outcome: *Resulted in Judgment of Paternity.*
48. Style: *Or. de G. v. M. N. , et al*  
Cause Number: 1022-FC03011  
Date: 11/09/2010

- Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner by Lisl King Williams, 4411 N Newstead Ave., Suite 17 LL, St. Louis, MO 63115, Respondent Pro Se  
Bench or Jury Tried: Bench  
Description: Paternity filed.  
Outcome: Resulted in Judgment of Non Paternity.
49. Style: *Dane, M C v. N. T. et al*  
Cause Number: 1022-FC00106  
Date: 11/15/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner by Alan Wayne Cohen, 220 South Bemiston Avenue, Suite 1111, St. Louis, MO 63105; Respondent By Joshua Eric Lubatkin, 1107 Louisville, Apt. 1N, St. Louis, MO 63139  
Bench or Jury Tried: Bench  
Description: Establishment of Paternity  
Outcome: Resulted in Judgment of Paternity.
50. Style: *Edgar Sosa v. M. Moore, et al*  
Cause Number: 1022-FC03217  
Date: 12/03/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner by Lisl King Williams, 4411 N Newstead Ave., Suite 17LL, St. Louis, MO 63115  
Bench or Jury Tried: Bench  
Description: Paternity.  
Outcome: Resulted in Judgment of Non Paternity.
51. Style: *Kier Conner et al v. State of Missouri et al*  
Cause Number: 1022-FC02227  
Date: 12/07/2010  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri

- First or Second Chair:* *First*  
*Opposing Counsel:* *Petitioner by Mary Catherine Entrup, 2734 Lafayette, St. Louis, MO 63104, Respondent Pro Se*  
*Bench or Jury Tried:* *Bench*  
*Description:* *Defensive Motion to Modify filed.*  
*Outcome:* *Resulted in Modified Order for Support.*
52. *Style:* *State of Missouri, Department of Social Services, Family Support Division v. Darren Glover et al*  
*Cause Number:* *22007-03178-01*  
*Date:* *12/29/2010*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Defendant by Pro Se, Respondent by Diane M Monahan, 8000 Maryland Avenue, Suite 640, Clayton, MO 63105*  
*Bench or Jury Tried:* *Bench*  
*Description:* *MoDCSE filed a Motion to Modify Support.*  
*Outcome:* *Resulted in Modified Order for Support.*
53. *Style:* *State of Missouri, Department of Social Services, Family Support Division v. Christopher Smay*  
*Cause Number:* *0722-FC00116-01*  
*Date:* *01/4/2011*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Petitioner Pro Se; Respondent by William Eugene Carroll, 23 South First Street, Belleville, IL 62220*  
*Bench or Jury Tried:* *Bench*  
*Description:* *Defensive Motion to Modify.*  
*Outcome:* *Resulted in Modified Order for Support.*
54. *Style:* *Jason Riedel v. Jody Menze*  
*Cause Number:* *0922-FC01656*  
*Date:* *01/6/2011*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Who I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Petitioner by Alan Wayne Cohen, 230 South Bemiston Ave., Suite 1111, St. Louis, MO 63105; Respondent by Raymond Howard Jr, 225*

- South Meramec, Suite 820, St. Louis, MO 63105  
Bridgeton, MO 63044
- Bench or Jury Tried: Bench  
Description: Paternity establishment filed.  
Outcome: Resulted in Judgment of Paternity.
55. Style: Beunka Renay Key v. Henry White  
Cause Number: 1122-AD00035  
Date: 01/18/2011  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Pro Se  
Bench or Jury Tried: Bench  
Description: MoDCSE Administrative Order filed.  
Outcome: Resulted in Order for Support.
56. Style: Leanne Anderson Grey v. Kathryn Leanne Scott et al  
Cause Number: 1022-FC00566  
Date: 02/16/2011  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Pro Se  
Bench or Jury Tried: Bench  
Description: Non Paternity filed.  
Outcome: Paternity established.
57. Style: Samuel L Williams et al v. Reyshawn Bolden et al  
Cause Number: 1122-FC00486  
Date: 02/24/2011  
Court: 22<sup>nd</sup> Judicial Circuit  
Who I represented: State of Missouri  
First or Second Chair: First  
Opposing Counsel: Petitioner by Micah D. Hall, 1509 Washington,  
#660, St. Louis, MO 63103; Respondent by  
Collette Nicole Lewis, 1221 Locust, Suite 770,  
St. Louis, MO 63103  
Bench or Jury Tried: Bench  
Description: Paternity filed.  
Outcome: Order and Judgment of Paternity, support and custody.

58. *Style:* Murphy v. Murphy  
*Cause Number:* 22993-04765  
*Date:* 03/1/2011  
*Court:* 22<sup>nd</sup> Judicial Circuit  
*Who I represented:* State of Missouri  
*First or Second Chair:* First  
*Opposing Counsel:* Petitioner by Todd Andrew Mandel,  
 4542 W Pine Blvd., St. Louis MO 63108;  
 Respondent by Craig Geidel Kallen, 13321  
 North Outer Forty Road, Suite 100,  
 Chesterfield, MO 63017  
*Bench or Jury Tried:* Bench  
*Description:* Dissolution of Marriage filed.  
*Outcome:* Resulted in Order of child support.

59. *Style:* Jason R White v Mo Dept of Social Services et al  
*Cause Number:* 1122FC-000671  
*Date:* 03/04/2011  
*Court:* 22<sup>nd</sup> Judicial Circuit  
*Whom I represented:* State of Missouri  
*First or Second Chair:* First  
*Opposing Counsel:* Petitioner by Brittney A Russell, 7701 Forsyth Blvd.,  
Suite 300, Clayton, MO 63105  
*Bench or Jury Tried:* Bench  
*Description:* Motion to Set Aside Paternity Judgment.  
*Outcome:* Resulted in Declaration of Non-Paternity.

60.	Style:	Kendi Parson v. Robert M. H. Kanani
	Cause Number:	1122FC-00721
	Date:	03/09/2011
	Court:	22 <sup>nd</sup> Judicial Circuit
	Whom I represented:	State of Missouri
	First or Second Chair:	First
	Opposing Counsel:	Respondent by Frieda C Jones, 625 North Euclid Ave., Suite 320 H, St. Louis, MO 63108
	Bench or Jury Tried:	Bench
	Description:	Non Paternity filed.
	Outcome:	Resulted in Judgment of Non Paternity.

61. *Style:* Henry White v. Beunika Renay Kay  
*Cause Number:* 1122-FC01025  
*Date:* 04/05/2011  
*Court:* 22<sup>nd</sup> Judicial Circuit  
*Who I represented:* State of Missouri  
*First or Second Chair:* First  
*Opposing Counsel:* Petitioner by Michael Roy Nack, Ste 307, 200 S Bemiston, Clayton, MO 63105  
*Bench or Jury Tried:* Bench  
*Description:* Motion to Set Aside Paternity Judgment.  
*Outcome:* Resulted in Judgment of Non Paternity.
62. *Style:* Nutalia L Marsey v. Daniel M Tow  
*Cause Number:* 1022-FC00424  
*Date:* 03/15/2011  
*Court:* 22<sup>nd</sup> Judicial Circuit  
*Who I represented:* State of Missouri  
*First or Second Chair:* First  
*Opposing Counsel:* Petitioner by Thomas John Karsten, Jr., 8000 Maryland Ste. 640, St. Louis, MO 63105; Respondent by Lisl King Williams, 4411 N Newstead Ave., Ste. 17LL, St. Louis, MO 63115  
*Bench or Jury Tried:* Bench  
*Description:* Dissolution of Marriage filed.  
*Outcome:* Resulted in Order for Support and State debt collection of \$1,113.00.
63. *Style:* Edward Johnson v. Teronda L Johnson, et al  
*Cause Number:* 1122-FC01386  
*Date:* 04/27/2011  
*Court:* 22<sup>nd</sup> Judicial Circuit  
*Whom I represented:* State of Missouri  
*First or Second Chair:* First  
*Opposing Counsel:* Petitioner by Lisl King Williams, 4411 N Newstead Ave., Suite 17 LL, St. Louis, MO 63115  
*Bench or Jury Tried:* Bench  
*Description:* Motion to Set Aside Paternity Judgment.  
*Outcome:* Resulted in Order and Judgment of Modification: Paternity.

64. *Style:* *Lee Oscar Stahl v. Keiser Pittman et al*  
*Cause Number:* *1122-FC01531*  
*Date:* *05/10/2011*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Whom I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Petitioner by Christopher P. Dulle,*  
*P.O. Box 45155, St. Louis, MO 63145*  
*Bench or Jury Tried:* *Bench*  
*Description:* *Motion to Set Aside Paternity Judgment.*  
*Outcome:* *Resulted in Declaration of Non-Paternity.*
65. *Style:* *Barro v. Kuehner Jr*  
*Cause Number:* *22017-02343-02*  
*Date:* *10/19/2011*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Whom I represented:* *State of Missouri*  
*First or Second Chair:* *First*  
*Opposing Counsel:* *Respondent by Kelly Bolan Chevalier, 6614 Clayton Rd.,*  
*Suite 203, St. Louis, MO 63117*  
*Bench or Jury Tried:* *Bench*  
*Description:* *FSD filed Motion to Modify Support.*  
*Outcome:* *Resulted in Modified Order for Support.*
66. *Style:* *State of Missouri v. Dey, Inc.*  
*Cause Number:* *22054-01216*  
*Date:* *10/19/2008*  
*Court:* *22<sup>nd</sup> Judicial Circuit*  
*Whom I represented:* *State of Missouri*  
*First or Second Chair:* *member of trial team*  
*Opposing Counsel:* *Respondent by Edwin L. Noel and trial team, One*  
*Metropolitan Square, Suite 2600, St. Louis, MO 63102*  
*Suite 203, St. Louis, MO 63117*  
*Bench or Jury Tried:* *Jury*  
*Description:* *State filed a Civil Medicaid Fraud Action.*  
*Outcome:* *State verdict for \$7.3Million in actual damages and record*  
*\$34 Million settlement.*

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| 67. | Style: <i>State of Missouri, ex rel. Lloyd Bay v. Ashcraft and Associates Electrical Contractors, Inc.</i><br>Cause Number: <i>10-005HRC</i><br>Date: <i>3/24/2012</i><br>Court: <i>Missouri Commission on Human Rights</i><br>Who I represented: <i>State of Missouri</i><br>First or Second Chair: <i>Second Chair</i><br>Opposing Counsel: <i>Respondent by Gregory D. Groves, 901 St. Louis St., 20<sup>th</sup> Floor, Springfield, MO 65806, et al</i><br>Bench or Jury Tried: <i>Bench</i><br>Description: <i>Disability Discrimination and wrongful termination.</i><br>Outcome: <i>Resulted in AHC issuing recommended decision finding discrimination and awarding back pay, prejudgment interest, punitive damages along with cease and a desist order.</i> |
| 68. | Style: <i>Jamarcus Braxton v. Faye Washington</i><br>Cause Number: <i>1122-FC03516</i><br>Date: <i>May 23, 2013</i><br>Court: <i>22nd Judicial Circuit</i><br>Whom I represented: <i>State of Missouri</i><br>First or Second Chair: <i>Supervisory - Second</i><br>Opposing Counsel: <i>Respondent by Lisl King Williams, 4411 N Newstead Ave., Ste. 17LL, St. Louis, MO 63115</i><br>Bench or Jury Tried: <i>Bench</i><br>Description: <i>Respondent Non-Paternity Action.</i><br>Outcome: <i>Respondent received an adjustment of arrears owed to Mother for a non biological child.</i>  |
| 69. | Style: <i>Dawn Jackson v. Toni Pearson-Herman and LaTonia Pearson</i><br>Cause Number: <i>877-02912</i><br>Date: <i>August 1, 2013</i><br>Court: <i>22nd Judicial Circuit</i><br>Whom I represented: <i>State of Missouri</i><br>First or Second Chair: <i>Supervisory - Second</i><br>Opposing Counsel: <i>Respondent Pro Se</i><br>Bench or Jury Tried: <i>Bench</i><br>Description: <i>Respondent Non-Paternity Action.</i><br>Outcome: <i>Court granted FSD's motions to dismiss and denied Respondent's requests for relief.</i>  |

70. *Style:* *State of Missouri , Department of Social Services, Division of Medical Services v. D. Lynn Duvall, Individually, and as Trustee of the M. Ruth Duval Revocable Trust Agreement, and as Trustee for the Family Trust, and Connie Duvall, and Stephen Duvall, and Angela Duvall, and Glenda Winkler, Public Administrator as Personal Representative for the Estate of Mildred Ruth Duvall, Respondents.*
- Cause Number:* *Estate No. 06RA-PR00017*
- Date:* *August 19, 2013 and August 20, 2013*
- Court:* *14th Judicial Circuit*
- Whom I represented:* *State of Missouri*
- First or Second Chair:* *Second Chair*
- Opposing Counsel:* *Respondent Lynn Duvall and Connie Duvall by Daniel R. Dunham, 804 Locust St., Columbia, MO 65201, Steven Duvall and Dale Kuhlman by Attorney Danieal Miller 720 West Sexton , Columbia, MO 65203, and Martha Creed by Scott Templeton P.O. Box K, Kirksville, MO 63501.*
- Bench or Jury Tried:* *Jury*
- Description:* *Trial on State of Missouri's Verified Petition for Discovery of Assets Under Section 473.340 RSMO and Petition to Set Aside Fraudulent Conveyance of Trust Property.*
- Outcome:* *On the second day of trial, the parties settled after Respondents agreed pay to the, MO Health Net Division.*
71. *Style:* *Trenice Blankinship v. Brian Haley*
- Cause Number:* *22987-02074-01*
- Date:* *September 24, 2013*
- Court:* *22nd Judicial Circuit*
- Whom I represented:* *State of Missouri*
- First or Second Chair:* *Supervisory - Second*
- Opposing Counsel:* *Steve Brooks for Trenice Blankinship - Ste 200 3920 Lindell Blvd. Saint Louis MO. 63108-3254  
Sylvia Pociask for Brian Haley-Growe Eisen Karlen LLC, 7733 Forsyth Blvd., Ste. 325, St. Louis MO. 63105*
- Bench or Jury Tried:* *Bench*
- Description:* *Respondent Non-Paternity Action.*
- Outcome:* *Court entered an order dismissing the claims against FSD.*

Exhibit 2: Cases briefed or argued cases in an appellate court by Nicole Colbert-Botchway

*Citation: ED76571, State of Missouri Ex Rel. Dee Joyce Hayes, Relator vs. The Honorable Thomas C. Grady, Respondent*

*Description: Writ of Prohibition in response to the granting of DNA testing as part of Discovery in a Criminal Non Support action.*

*Extent of Participation: Drafted Writ filed with the ED Court of Appeal. After the ED Court of Appeals quashed the Writ, I briefed and argued case in the Supreme Court of Missouri (SC82132).*

## Nicole Colbert-Botchway's responses to the

### Questionnaire for Applicants for 22<sup>nd</sup> Judicial Circuit

1. Describe your familiarity with the City of St. Louis Circuit Court system and relate your perceptions as to the strengths or weaknesses of the 22<sup>nd</sup> Judicial Circuit.

I am very familiar with the St. Louis City Court system. During my fifteen years of practice in the private and governmental sectors, I have appeared before most of the judges on the 22<sup>nd</sup> Judicial Circuit while serving as a St. Louis City Assistant Circuit Attorney and Missouri Assistant Attorney General. I have filed civil cases, issued criminal indictments, submitted cases to the grand jury, argued civil and criminal motions, sat first chair in criminal jury trials, sat first chair in civil bench trials and served on a civil trial team that successfully litigated a ten day civil jury trial in the City of St. Louis.

One of the St. Louis City Court's strengths is the high caliber of its judges and how they manage their cases. During the time I have practiced in St. Louis City, I have come to appreciate the manner in which the city court judges move their cases forward. The judges do an outstanding job managing their dockets by scheduling routine status conferences, and during early status conferences, providing a trial date. Having a date certain for trial early in the litigation process requires the parties to develop a strategy for continuous movement of cases, encourages appropriate resolution of cases and prevents backlog.

2. How much of your practice is devoted to litigation? Describe the significant practice areas of litigation in which you have been involved.

Most of my practice is devoted to litigation. I have experience in criminal, domestic, business and general civil litigation representing plaintiffs (petitioners) and defendants (respondents).

I have several years of experience practicing criminal law. As a criminal prosecutor for six years, I handled felony criminal non-support matters in the Child Support Unit of the Circuit Attorney's Office of the City of St. Louis. I presented hundreds of cases to the grand jury and tried three significant criminal felony trials while there. The first significant criminal non-support trial was a guilty verdict on a bench trial after the defendant waived his right to a jury. The second was a jury trial and a not guilty verdict. The third was ultimately heard by the Missouri Supreme Court after I filed a Writ to prohibit the Court from ordering DNA testing as a form of discovery. In this criminal non-support case, the defendant argued he was not the biological father of the child he was charged with failing to provide support. In private practice, I covered bulk traffic dockets, criminal pleas and probation revocation hearings.

I also have several years of experience practicing domestic law. While at the Circuit Attorney's Office from 1998 to 2004, I handled thousands of civil contempt actions for nonpayment of support on behalf of the State of Missouri and conducted over a thousand civil bench trials. I managed an active case load of over five hundred files. In 2004, after earning my Master's Degree in Business Administration, I took a management position as the Unit Leader in the Financial Services Division of the Missouri Attorney General's Office. As my application indicates, I have tried over sixty bench trials in the past five years involving paternity actions, motions to modify child support, motions to terminate support, motions to set aside paternity and other defensive actions on behalf of the Department of Social Services, Family Support Division. Additionally, I worked on and successfully second chaired a civil rights discrimination case before the Administrative Hearing Commission. In private practice, I handled contempt actions, restraining orders, divorces and custody matters.

In addition, I have diverse experience practicing business and general civil litigation. While employed at the Law Office of Charles Smith, I handled various business matters including bankruptcies, business formations, drafting contracts, and defensively handling claims of breach of contract and landlord tenant matters. I handled litigation actions to quiet title, guardianships, conservatorships and civil commitment actions defensively. Additionally, I handled various general civil litigation matters related to personal injury actions. I participated in arbitration of a hit and run action. I participated in federal discrimination litigation that resulted in summary judgment for our client. In 2008, I was a member of the Missouri Attorney General's Office trial team that represented the Missouri Medicaid Program in a two week jury trial related to price fixing and fraud. The jury returned \$7.3 million compensatory verdict in favor of the Missouri Medicaid Program and the case was settled with one defendant for a record \$31 million. The total settlement was \$34 million. I successfully second chaired an employment discrimination case with the office's Civil Rights and Disabilities Unit.

**State v. Shan Lambert**, Cause No. 981-4383, 08/28/2000, 22nd Judicial Circuit, Division 19 - Judge Grady. First Chair. State by Nicole Colbert, Defendant by Lois Drossman, Public Defender, 1320 Market, St. Louis, MO 63103. Defendant charged with a Class D Felony Criminal Non Support. State filed writ on issue of whether the Defendant had a right to a DNA test as part of his request for Discovery. Case was finally argued before the Supreme Court of Missouri and test granted. After bench trial Defendant found not guilty.

**State v. Willie Love**, Cause No. 991-1119, 02/23/2000, 22nd Judicial Circuit, Division 17 - Judge Bush. First Chair. State by Nicole Colbert, Defendant by Stephanie Pearlman, Public Defender, 1320 Market, St. Louis, MO 63103. Defendant waived his right to a jury and after trial was convicted of Class D Felony Criminal Non Support. At sentencing Defendant's allegation of ineffective assistance of counsel was found unsupported. Defendant received a one year sentence. Defendant filed an appeal and the conviction was upheld.

**State v. David Marshall**, Cause No. 991-3407, 10/13/2000, 22<sup>nd</sup> Judicial Circuit, Division 25. First Chair. State by Nicole Colbert, Defendant by W. Bevis Schock, 7777 Bonhomme Ave., Suite 2300, St. Louis, MO 63105. Defendant found guilty of Class D Felony Criminal Non Support after bench trial with partial hearings on 06/21/2000 and submission of legal memorandum on the affect of a failed attempt for third party to adopt the minor child subject to the action. State proved up Defendant was legally obligated to adequately support the minor child before and after the execution of the consent to adopt because he had actual notice the adoption fell through.

**State v. Michael Joplin**, Cause No. 01-1006, 06/25/2001, 22<sup>nd</sup> Judicial Circuit, Division 6 - Judge E. Baker. Jury Trial. First Chair. State by Nicole Colbert. Defendant by Attorney James Leightner, 7912 Bonhomme, St. Louis, MO 63105. Defendant found not guilty of Class D Felony Criminal Non Support. Verdict turned on a new emancipation issue and use of a special jury instruction regarding the lack of an obligation to support based on the child's failure to provide proof of college enrollment and grades.

**Brewer v. Jako Anic**, Cause No. 22987-00374, 22<sup>nd</sup> Judicial Circuit, Division, Judge Mullen, First Chair. State by Nicole Colbert, Respondent by Attorney Nathan Cohen, 210 S. Bemiston Avenue, St. Louis, MO 63105. Respondent filed a motion to set aside a default judgment of paternity entered by the St. Louis City Circuit Attorney's Office. After bench trial the matter was taken under submission with State's memorandum of law in support of its Motion in Opposition. Respondent's Motion was denied and he filed an appeal in the Eastern District Court of Appeals. Appeal was dismissed 09/04/2004 for failure to comply with Eastern District Rules.

**Garrison v. Garrison**, Cause No. 22993-01141, C#22997-03346, 22<sup>nd</sup> Judicial Circuit, Division, Judge Stovall-Reid. First Chair. State by Nicole Colbert, Respondent by William Jerome McHugh, 1221 Locust St., Suite 1000, St. Louis, MO 63103. Respondent filed a motion for relief of judgment and after bench trial the judgment of paternity and order of support was deemed null and void after finding service was not properly effected. Defendant, Garrison, filed Notice of Appeal to Missouri Court of Appeals Eastern District which was later dismissed.

**Clara Elam v. Andres Sprull**, Cause No. 22057-01411, 22<sup>nd</sup> Judicial Circuit, Division 15, Judge Thomas Frawley. First Chair. State by Nicole Colbert, Respondent by Bruce Eastman, 8000 Bonhomme Ave., Suite 207, St. Louis, MO 63105. Respondent filed a motion to quash a child support wage withholding order, for recovery of wrongfully collected child support and for attorney's fees. After bench trial the court ordered the Administrative Order set aside and held for naught and the Family Support Division to reimburse Respondent all sums collected from him for support of the minor children. After bench trial on the issue of attorney fees an order for fees was issued.

**State of Missouri v. Dey, Inc.**, Cause No. 22054-01216, 22<sup>nd</sup> Judicial Circuit, Division 31, Judge David L. Dowd. Jury Trial. State by Rex M. Burlison, trial team consisted of Jan Adams, Nicole Colbert-Botchway and Deborah Price. Defendants by Lisa M. Wood, Edwin L. Noel, One Metropolitan Square, Suite 2600, St. Louis, MO 63102. In October of 2008, after a two week jury trial against three pharmaceutical companies alleging that the companies filed false drug prices which caused the Missouri Medicaid Program to over pay for drugs dispensed to Medicaid recipients, the jury returned a verdict in favor of the state for \$7.3 Million in actual damages and \$100 Million in punitive damages. The case was immediately settled for \$31 Million and paid. Previously, a \$3 Million settlement was reached with another pharmaceutical defendant in that case thus the total received by the State was \$34 Million.

**Bay vs. Ashcraft & Associates Electrical Contractors**, Case No. 10-0005 HRC Administrative Hearing Commission. Springfield - Commissioner Winn. Bench Trial. Second Chair. State by Vanessa Ellis and Nicole Colbert-Botchway. After Bench trial Winn issued a recommended decision finding that Ashcraft and Associates discriminated against Bay for his disability (lupus) when he was terminated from his position as a journeyman electrician. Commissioner Winn awarded Bay \$17,534 in back pay, 3% prejudgment interest, \$20,000 for emotional distress and humiliation and \$5,000 for deprivation of civil rights. She also issued a cease and desist order against Ashcraft.

**Arnold v. St. Louis Board of Police Commissioners**, Case No. 4:11-CV-01155-CDP, United States District Court, Eastern District, Judge Perry. Plaintiff alleges employment discrimination under Title VII of the Civil Rights Act based on race and gender. She also alleged a hostile work environment and retaliation. Motion for summary judgment was denied and trial will proceed 11/05/2012.

**Blank vs. Missouri Veteran's Home (MVH)**, Case No. 10SL-CC00989, 21<sup>st</sup> Judicial Circuit, Division 11, Judge Sherry. Jury Trial. Second Chair. Plaintiff filed Medical Malpractice action against the MVH and a doctor employed by the State. Summary Judgment was granted for MVH denied as to the doctor. Trial will proceed against the doctor on 11/26/2012.

3. List the various courts in which you have devoted a significant portion of your litigation practice.

I have devoted a significant portion of my litigation practice in the Circuit Courts of St. Louis City and St. Louis County. Although my practice is focused on St. Louis, I oversee many cases in 32 counties in the Eastern and Southern Districts of Missouri in my role as Unit Leader in the Missouri Attorney General's Office. I have made court appearances in Bollinger, Butler, Cape Girardeau, Dunklin, Franklin, Iron, Jefferson, Lewis, Lincoln, Madison, Marion, New Madrid, Pemiscot, Perry, Pike, Scott, St. Charles, St. François, St. Louis City, St. Louis County, and Washington on behalf of the State of Missouri.

4. What is the most significant case in which you have been involved and explain the effect of this case on you, either personally or professionally?

The most significant case I have been involved in was the two week Medicaid price fraud trial I participated in as part of the trial team representing the Missouri Medicaid Program against three pharmaceutical companies in the City of St. Louis, 22<sup>nd</sup> Judicial Circuit in October of 2008. The jury returned a verdict in favor of the State for \$7.3 Million in actual damages and \$100 million in punitive damages. The case was immediately settled for \$31 million, which was paid by the end of the year. A \$3 million dollar settlement was reached with another pharmaceutical defendant in that case. Thus the total received in the case the State of Missouri for \$34 million.

I learned so much preparing for the trial, drafting deposition and testimony summaries, working with thousands of exhibits, assisting in the selection of two juries (the first trial resulted in a mistrial due to juror misconduct), dealing with expert witnesses, working with jury instructions, reviewing post verdict interviews, and finding a wonderful mentor during the process.

5. What do you see as your strongest attribute and your most potential weakness in serving as a Circuit Judge?

My strongest attribute in serving as a Circuit Court Judge is my strong work ethic. Additionally I am even-tempered, have superior management skills, the ability to listen effectively and to be impartial. My potential weakness is my tendency to overwork myself. I desire to have my "unit" run as efficiently and effectively as possible and would want my courtroom to run the same way. I am constantly striving to find ways to improve the efficiency of my unit given the high volume of cases in our office. An appointment to the bench is one of the highest honors a lawyer achieves and that honor comes with tremendous responsibility. I will work efficiently and effectively to render decisions based on the appropriate application of the facts to the law, properly manage my courtroom and maintain the integrity of the court and the judicial system.

6. What distinguishes you from the other applicants for this vacancy?

I am distinguished from the other applications for this vacancy because of my diverse skill set and experience. My legal career has been devoted to various types of litigation. I have practiced in the private and governmental sectors and litigated on behalf of plaintiffs and defendants, thus giving me the ability to evaluate and analyze a case from both perspectives. I have litigated criminal, domestic, business, and civil matters with varied complexities, understood the importance of each case and given them all my best effort. I have participated in various types of discovery. I have participated in bench and jury trials in the Circuit Court. I understand the issues related to being a trial attorney such as time constraints, pressure of clients, discovery disputes and the cost of litigation.

Since 2004, I have served in the management role of Unit Leader and provide legal training, guidance and reviewed proposed pleadings, motions and briefs for seven attorneys representing the Department of Social Services, Family Support Division across the State. I routinely accompany them to court and sit second chair during hearings and trials in an effort to teach and provide guidance as they develop their litigation skills. My success managing high volume caseloads, attorneys, legal secretaries, paralegals, law clerks, interns, and volunteers with varied levels of education and legal experience further distinguishes me from the other applicants. I evaluate cases and provide legal opinions to our client agency and attorneys on how to best proceed to resolve an issue. I am an effective litigator, maintain a strong work ethic and work well with members of the bench and bar. The skills that distinguish me are those needed to be a successful judge.

7. How do you view the role of a Circuit Judge?

I view the role of a Circuit Court Judge as one with tremendous responsibility. A judge has the duty to know the law, appropriately apply the facts to the law, make timely rulings and render sound decisions in a fair and impartial manner. A judge must command the respect of attorneys, staff and the general public in and out of the courtroom. A judge must be an active listener, patient, fair, impartial, confident and respectful. A judge must be an effective manager of their time, dockets and staff. Additionally they should maintain a strong work ethic, be professional, organized, and work well with fellow members of the judiciary. I have appeared before many judges in the City of St. Louis with these qualities and I continue to enhance these qualities in my current position.

8. How will you address a judicial precedent with which you strongly disagree?

I will impartially consider the facts in a particular case, apply the law as it is currently written and make sound, fair and impartial decisions. I will not consider my personal opinion in the decision making process.

9. What is your position regarding a Circuit Judge's role in settling cases?

I appreciate the court's encouragement of parties to consider settlement of a case before trial because trials can be expensive and juries are unpredictable. Moreover, if the parties honestly look at the strengths and weaknesses of their positions they could agree to a fair resolution of their case before trial. The parties benefit when judges are available to discuss the case and settlement options during pretrial conferences. However judges should not force settlement upon either party or take a position regarding liability.

10. What has been your experience with court-ordered mediation in your practice?

I have experience with court-ordered mediation in the family law context and other civil litigation. In my experience, court ordered mediation has been helpful as long as the parties participate and it is set within the time allowed for sufficient discovery to be completed. When the parties are allowed sufficient time for discovery to develop case theories and become aware of weaknesses in the case, they are better prepared to negotiate through the mediator. Even if mediation is unsuccessful, both parties have had the benefit of presenting their case to an impartial individual and the benefit of an independent assessment. In my experience, court mandated mediation has been helpful and positive. Court ordered mediation is an effective tool that promotes movement of cases to final disposition and allows the court to direct its resources to cases that require an evidentiary hearing on the record.

11. Describe the characteristics you possess that you feel best qualifies you to be nominated for the current vacancy in the Circuit Court.

The characteristics I possess that qualify me to be nominated for the current vacancy in the Circuit Court are my over fifteen years of diverse litigation practice, my dedicated work ethic, my even temperament, my ability to be an active listener, and my ability to fairly and impartially apply the facts to the law and make sound decisions. I also possess good people management skills, patience, confidence, effective time management skills, professionalism, good organizational skills, and respect toward others and the profession.

12. How important would you view control of your docket by your chambers? In that regard, what factors do you believe a judge should consider when ruling on a motion for continuance?

The judge is responsible for maintaining control of his/her docket. As a judge, I would rely on my chambers to work as a team to keep the docket moving efficiently realizing the docket is solely my responsibility. When ruling on a motion for continuance, I would review and consider all grounds for the request and make an informed ruling. I would consider the reason for the request, whether the issue was one of first impression or one counsel failed to address in a timely manner. I would consider the age of the case and whether continuances had been granted in the past for the same or similar reasons. I would also consider the potential hardship or impact a continuance would have on the opposing party.

13. As a Circuit Judge, would you hear motions on the bench or in chambers? Explain why.

As a Circuit Judge, I would hear most motions on the bench in open court. Open court motion practice sets the tone of the court and familiarizes attorneys, staff and the general public of the judge's procedures and expectations. When judges hear motions from the bench, it provides a learning opportunity for new lawyers and lawyers who have not appeared before a particular judge. There may be certain situations of a sensitive nature where a motion should be heard in a closed courtroom or chambers. Thus, I would handle those requests on a case by case basis.

14. Describe your level of involvement in activities and programs sponsored by any Bar Association or professional organization of which you are a member.

I am very involved in activities and programs sponsored by national, state, local and specialty bar associations and often take the lead in planning programs and events. I choose to contribute my time and remain active to make the legal profession a better place and assist less experienced attorneys. In return, I have met and worked with some of the most dynamic attorneys in the profession.

I am an active member of The Missouri Bar was elected to serve on the Board of Governors from September of 2012 to August of 2014. In 2008 was appointed The Missouri Bar's Professionalism Task Force. In 2009, the Supreme Court of Missouri appointed me a member of the Child Support Guidelines Review Subcommittee and a council member of the Joint Committee on Gender and Justice. I became the First African-American President of the Women Lawyers' Association of Greater St. Louis (WLA) and first lifetime member in September of 2009. I am still very active with WLA and work with the Continuing Legal Education, Golf Tournament, Trivia Night and the Holiday Party Committees. I am currently President-Elect of the Mound City Bar Association (MCBA) and have served as Vice President and Board Member at Large twice. I am the 2011-12 Co-Chair of the Minorities in the Legal Profession Committee of the Bar Association of Metropolitan St. Louis (BAMSL). I am a member of the Women in the Legal Profession Division of BAMSL, Chair of the New Admittee Reception Committee and served as Co-Chair of the 2012 Women's History Month Symposium. I am a member of the American Bar Association, National Bar Association, the Lawyers Association, the Missouri Association of Trial Attorneys (MATA) and MATA's Women's Caucus.

I have conducted Continuing Legal Education (CLE) presentations for the Attorney General's Office since 2004, the St. Louis County Bar Association in 2004, the Mound City Bar Association in 2005, 2011 and 2012, Legal Services of Eastern Missouri in 2009 and 2011, the Missouri Child Support Enforcement Association in 2009 and the Missouri Bar in 2009 and 2010. I also participated in an Appellate CLE presentation sponsored by BAMSL at its 2011 Annual Bench and Bar Conference. I have been a Mound City Bar Association, Women Lawyers' Association of Greater St. Louis and Bar Association of Metropolitan St. Louis mentor for many years and currently have two local law student mentees. I have served as a volunteer Judge for Frederick Douglas Moot Court sponsored by the Black Law Students Association. I am on the selection committee for the Lawyers Media Annual Women's Justice Awards. I have put in countless hours of volunteerism with legal and professional organizations because it is important to give back.

15. Describe any significant interest or involvement you have in activities other than bar related or professional activities.

I pride myself on being a lifelong resident of the City of St. Louis and a dedicated public servant. I am involved in many activities that make the City of St. Louis a better place to live and work. I served on the boards of Redevelopment Opportunities for Women, Covenant House of Missouri and Renaissance Community Organization. I currently sit on the board of North Newstead Association dedicated to bringing community partners together to promote economic well being in the North Newstead Association geographic area, bounded by O'Fallon Park, Penrose Park and Fairgrounds Park, by providing affordable housing and family support services to the areas low and moderate-income residents. I am a Matthews-Dickey Boys' & Girls' Club Alumna and serve as a Development Committee Member. I am a Kennard Junior Classical Academy parent and serve as the St. Louis Public School District Affairs Officer. I am a volunteer and member of the National Association for the Advancement of Colored People, the Urban League of Metropolitan St. Louis and Better Family Life Incorporated where I serve as a member of the Family Week Host Committee. I am a member of Alpha Kappa Alpha Sorority Incorporated, Gamma Omega Chapter and serve on the economic security committee. I am a member of The Archway Chapter of the Links, Incorporated where I serve on the nominating committee and previously served as treasurer and the Women's Issues committee chair. I am a member of the Rosati Kain Alumni Association and served as our Class Reunion Chair. I am a member of the Saint Louis University Black Alumni Association and Law School Association and serve as a volunteer, supporter and mentor. I am a member of the University of Missouri St. Louis (UMSL) Alumni Association and served as their 2012 commencement speaker for the College of Business and the keynote speaker for the UMSL Black Student Association reception. I served as a 2010 faculty affiliate for the Sue Shear Institute for Women in Public Life. I am a member of St. Alphonsus Liguori "Rock" Church and volunteer for the Archdioceses of St. Louis, St. Charles Lwanga Center Legal ministry. I believe that being of service to others is a gift everyone should give because to whom much is given, much is required.

I give back to the community statewide as I serve on the Missouri Women's Council (MWC) where we promote the economic success of Missouri women by connecting them to information and resources. I serve as MWC co-chair of the St. Louis Region Programs.

I am also involved in activities that help the regional and global community. Since 2002, I have served as the Coordinator of the Lisa Colbert Memorial Scholarship administered by Southern Illinois University-Edwardsville. The purpose of the scholarship is to financial support to theater students with a B average who are committed, as my sister was, to community service. Since 2007, I have served as the co-sponsor of the Foundation Nursery and Preparatory School in Accra, Ghana, where we provide financial support, uniforms and books for the children attending the school.



**Commissioner Nicole Colbert-Botchway, J.D., M.B.A.**

Commissioner Nicole Colbert-Botchway was appointed to serve on the Missouri Administrative Hearing Commission in 2014. There she presides over cases appealed from decisions of other State agencies and that an agency or private person starts at the Administrative Hearing Commission related to over 100 statutorily specified matters including State tax, professional licensing, Medicaid provider issues, Highways and Transportation Commission actions relating to railroads and motor carriers, disciplinary actions against State employees, and the Individuals with Disabilities Education Act (IDEA). A lifelong resident of the City of St. Louis, Commissioner Colbert-Botchway is a dedicated public servant who obtained her Bachelor's and Juris Doctorate degrees from Saint Louis University. She has over seventeen years of trial experience in criminal, domestic, business and civil litigation. In 1998, Commissioner Colbert-Botchway joined the Circuit Attorney's Office in the City of St. Louis as a prosecutor where she tried Criminal Non Support cases to juries, handled domestic and contempt litigation, and argued before the Missouri Supreme Court regarding the use of DNA testing and its effects on determinations of non-paternity. While an Assistant Circuit Attorney, Commissioner Colbert-Botchway earned her Master's Degree in Business Administration in 2002 from the University of Missouri - St. Louis. In January of 2004, Commissioner Colbert-Botchway joined the Missouri Attorney General's Office as Unit Chief in the Financial Services Division where litigated in thirty-two counties in the Eastern and Southern Districts of Missouri. She has served on several community service boards and is the Immediate Past President (2013-14) of the Mound City Bar Association. Commissioner Colbert-Botchway is an active member of The Missouri Bar and has served on the Board of Governors since 2012. She is the First African-American President of the Women Lawyers' Association of Greater St. Louis. She is the coordinator for the Professor Lisa Colbert Memorial Scholarship administered by Southern Illinois University – Edwardsville and co-sponsor of the Foundation Nursery and Preparatory School in Accra, Ghana. Nicole is a member of St. Alphonsus Liguori "Rock" Catholic Church and the Knights of Saint Peter Claver -Women's Auxiliary.